REMARKS

The Advisory action indicated that the amendments filed on August 21, 2008 will be

entered for purposes of appeal. Accordingly, the present amendments to the claims are made

relative to the amendments filed on August 21, 2008.

The present amendments to the claim are made pursuant to 37 CFR 1.116 for the purpose

of presenting the rejected claims in better form for consideration on appeal. Thus, Applicant

respectfully requests entry of the amendment.

If there are any additional fees resulting from this communication, please charge same to

our Deposit Account No. 16-0820, our Order No. TSW-32978.

Respectfully submitted,

PEARNE & GORDON LLP

By: /Aaron A. Fishman/

Aaron A. Fishman, Reg. No. 44682

1801 East 9th Street Suite 1200

Cleveland, Ohio 44114-3108 (216) 579-1700

February 20, 2009

8